

Date 11/20/87

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As Requested	For Correction	Prepare Reply
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**REMARKS**

FYI HA 2112 Intelligence Authorization.

Note Hyde comment on

— Mount altu

— Personnel Mgt.

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FILE: 100-13

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November 17, 1987

## CONGRESSIONAL RECORD — HOUSE

H 10085

Nichols  
Nowak  
Oakar  
Oberstar  
Obey  
Olin  
Ortiz  
Owens (NY)  
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Oxley  
Packard  
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Patterson  
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Porter  
Price (IL)  
Price (NC)  
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Ray  
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Roth  
Roukema  
Rowland (CT)  
Rowland (GA)

Boyd  
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Slaughter (NY)  
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Smith, Denny  
(OR)  
Smith, Robert  
(NH)  
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Solari  
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Swift  
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Taylor  
Thomas (GA)  
Torres  
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Wolf  
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Wortley  
Wyden  
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Yates  
Yatron  
Young (AK)  
Young (FL)

## NAYS—7

Arney  
Cheney  
Crane

Dannemeyer  
DeLay  
Nichols

## NOT VOTING—22

Akaka  
Badhan  
Barnard  
Battista  
Biaggi  
Bucshner  
Burton  
Caff

Coelho  
Courtney  
Dorman (CA)  
Dowdy  
Dreier  
Flippo  
Gephardt  
Hollaway  
Jones (TN)  
Kemp  
Kyl  
Roemer  
Schneider  
Thomas (CA)

## □ 1530

So the conference report was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

## GENERAL LEAVE

Mr. KILDEE. Mr. Speaker, I ask unanimous consent that all Members have 5 legislative days in which to revise and extend their remarks on the conference report on the bill, H.R. 1451, just agreed to.

The SPEAKER pro tempore (Mr. MURTHA). Is there objection to the request of the gentleman from Michigan?

There was no objection.

## PERSONAL EXPLANATION

Miss SCHNEIDER. Mr. Speaker, this afternoon, due to an unavoidable scheduling conflict, I missed the vote on H.R. 1451, the con-

ference report for the Older Americans Act authorization. I would like the record to show that I voted for the bill when it was considered by the House earlier this year, and had I been present today I would have voted for the conference report.

## PERSONAL EXPLANATION

Mr. BURTON of Indiana. Mr. Speaker, I missed rollcall vote No. 430 this afternoon because I was at the White House meeting with the President. This vote was to approve the conference report on H.R. 1451, the Older Americans Act amendments. Had I been present, I would have voted "yes."

## PERSONAL EXPLANATION

Mr. BUECHNER. Mr. Speaker, I rise today to explain my absence for rollcall No. 430, the Older Americans Act amendments. I was unable to register my support for the Older Americans Act amendments due to my being called to the White House to meet with President Reagan.

I strongly support the Older Americans Act amendments. The Older Americans Act has enjoyed broad bipartisan support since its inception, and deserves continued funding. This measure serves our Nation's senior citizens through a variety of worthy programs such as Meals-on-Wheels, outreach programs for food stamps and supplemental security income [SSI], and preventive health education programs. H.R. 1451 will continue adequate funding of programs which assist those elderly citizens that are truly needy.

## CONFERENCE REPORT ON H.R. 2112, INTELLIGENCE AUTHORIZATION ACT, FISCAL YEAR 1988

Mr. STOKES. Mr. Speaker, I call up the conference report on the bill (H.R. 2112), to authorize appropriations for fiscal year 1988 for intelligence and intelligence-related activities of the U.S. Government, for the intelligence community staff, for the Central Intelligence Agency retirement and disability system, and for other purposes.

The Clerk read the title of the bill.

The SPEAKER pro tempore. Pursuant to the rule, the conference report is considered as having been read.

(For conference report and statement, see proceedings of the House of November 10, 1987.)

The SPEAKER pro tempore. The gentleman from Ohio (Mr. STOKES) will be recognized for 30 minutes and the gentleman from Illinois (Mr. HYDE) will be recognized for 30 minutes.

The Chair recognizes the gentleman from Ohio (Mr. STOKES).

## □ 1545

Mr. STOKES. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, I rise in strong support of the conference report on H.R. 2112, the fiscal year 1988 Intelligence Authorization Act. This conference

report is long overdue. The House and Senate versions of this bill were committed to conference in July, but the conferees have been unable to set appropriate levels of authorization because of the uncertainty associated with the overall defense budget in which the great bulk of intelligence funding is subsumed. The numbers that have been agreed on are pegged to alternate budget possibilities—either that the defense budget will be authorized at a level above \$289 billion or that it will be authorized below that figure. Unless there is a future budget agreement which authorizes defense appropriations at a level in excess of \$289 billion, the lower figure will apply. This approach is identical to that employed for the fiscal year 1988 National Defense Authorization Act.

As in the past, the actual figures at either level and the full details of the conference committee's recommendation are contained in the classified schedule of authorizations and the classified annex to the statement of managers, both of which are available to all Members of the House in the Offices of the Intelligence Committee.

The conference agreement reached on the fiscal year 1988 Intelligence Authorization Act is a very satisfactory one. House and Senate conferees had little difficulty in resolving the differences between the two bills. The conference report provides no real growth at the \$289 billion defense level and less than 1 percent at the \$289 billion level. This situation is more severe than in recent years but is more favorable than the national security function overall and is an adequate level of funding.

As in the past, the intelligence conference report corresponds with the amounts agreed upon in the defense authorization conference. Members of the Intelligence and Armed Services Committees serve on both conference committees and worked closely together to ensure full congruence between the two bills.

In terms of legislative language, the conference report is essentially the House bill with several Senate amendments. Specifically, the conference report contains new provisions which require annual notification of the Intelligence Committees of Soviets nationals admitted to the United States over the objections of the FBI; requires a study by the FBI and OPM of the effects of high cost of living on the FBI field office in New York and a plan to alleviate this burden; and allows DIA to withhold from internal executive branch reports certain organizational and personnel data.

Mr. Speaker, I would like to recognize the work of the gentleman from Illinois, Mr. HYDE, the ranking minority member of the committee, and the gentleman from Wyoming, Mr. CHENEY, the ranking minority member of the Subcommittee on Program and Budget Authorization, for their time-

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less efforts on behalf of this bill. My thanks also to all of the members of the subcommittee who have worked hard to produce this bill.

Mr. Speaker, I reserve the balance of my time.

Mr. HYDE. Mr. Speaker, I yield myself such time as I may consume.

(Mr. HYDE asked and was given permission to revise and extend his remarks.)

Mr. HYDE. Mr. Speaker, I wish to join my colleague and friend, the distinguished chairman of the Permanent Select Committee on Intelligence, in urging the adoption of this conference report. May I say what a genuine pleasure it is to work with Mr. STOKES, a gentleman and a patriot. As the chairman indicated, the conference report authorizes funds for intelligence and intelligence-related activities for fiscal year 1988, consistent with the budget levels established for the defense function in the concurrent resolution on the budget for fiscal year 1988, House Concurrent Resolution 93.

The conference report leaves in place the status quo on the issue of aid to the democratic resistance in Nicaragua as that program stands under the short-term continuing resolutions for fiscal year 1988. This position acknowledges that the matter of aid to the resistance will be addressed during consideration of the final continuing resolution for fiscal year 1988 and, possibly, in other separate legislation which may be considered after the first of the year. Naturally, the unfolding status of compliance with the peace plan signed by the Central American countries can be expected to bear substantially on the need for any further legislative action on this issue.

Among other significant provisions, the conference report retains the language from the House-passed bill regarding the Mount Alto site of the new Soviet Embassy. As my colleagues may recall, that provision requires the Secretary of Defense to review and assess the electronic intercept capabilities, actual and potential, of the Soviets from that site against United States diplomatic, military, and intelligence communications and report to Congress on that review and assessment, within 90 days after enactment. The unclassified version of the report must include a determination by the Secretary as to whether the Soviet presence in their facilities on Mount Alto is consistent with U.S. national security.

As in the House bill, the conference report calls for a classified, comprehensive review and comparative analysis of civilian personnel management and compensation systems of the various organizations within the intelligence community and of their adequacy in furthering the ability of those agencies to perform their intelligence missions. The conference report differs from the original House provision primarily by having the Director of

Central Intelligence contract with the prestigious National Academy of Public Administration (NAPA) to perform the study. The original House language called for appointment of a probably more time-consuming and cumbersome, hybrid commission with members who would have been appointed by the President, and the leadership of the two Houses of Congress. We expect to receive interim reports during the study which will help us decide whether some personnel system reforms already being considered by some intelligence agencies should, perhaps, be initiated before completion of the full study.

In a modification of a Senate provision, the conference report requires a study by the FBI Director and the Director of the Office of Personnel Management to determine the effect on recruitment, retention, and operations of the FBI's important New York field division of the unusual living expenses of FBI employees assigned there. A report is required to Congress, within 60 days after enactment, on the results of the study and any appropriate recommendations for dealing with problems associated with those high cost of living expenses.

There are several minor adjustments in routine retirement and death-in-service benefits of former spouses of CIA personnel and in other routine personnel management matters from the House-passed bill which are included in the conference report. Lastly, the Senate bill called for a 2-year authorization for intelligence activities, the House bill had a 1-year authorization. The conference report follows the House bill.

In conclusion, I wish to thank and commend Chairman STOKES for his effective role in shepherding this legislation through the legislative process. I urge my colleagues to adopt the conference report on H.R. 2112.

I also wish to salute: Marty Faga, Duane Andrews, Bob Surrrette, Bob Fitch, Mike O'Neill, Bernie Raimo, and Steve Nelson, the indispensable staff which worked so hard and so well on this conference report.

Mr. STOKES. Mr. Speaker, I yield 2 minutes to the gentleman from New York [Mr. ACKERMAN].

□ 1555

Mr. ACKERMAN. Mr. Speaker, I thank the gentleman for yielding time to me.

Mr. Speaker, I want to commend the chairman of the Intelligence Committee for the provisions which the conferees have included regarding problems faced by the Federal Bureau of Investigation because of the high cost-of-living in the New York area.

Section 502 of the conference report requires the Director of the FBI and the Director of the Office of Personnel Management to conduct a study of the effects that New York's cost-of-living has on recruitment, retention, and

performance of employees at the FBI's New York field division office.

Within 2 months of enactment of this bill, the Directors of those two agencies are to submit to Congress a report outlining these problems as well as suggesting appropriate remedies.

As chairman of the Subcommittee on Compensation and Employee Benefits—and as a New York City resident myself—I am keenly aware of the serious problems confronting Federal agencies, and employees, in high-cost-of-living areas of the country.

Our subcommittee is actively looking for solutions to those problems, and the upcoming report and recommendations regarding the FBI's New York field office will be a significant contribution to that effort.

Mr. STOKES. Mr. Speaker, I have no further requests for time.

Mr. HYDE. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore (MURTHA). Without objection, the previous question is ordered on the conference report. There was no objection. The conference report agreed to.

A motion to reconsider was laid on the table.

## GENERAL LEAVE

Mr. STOKES. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days in which to revise and extend their remarks on the conference report just agreed to.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Ohio?

There was no objection.

## VETERANS' HOUSING REHABILITATION AND PROGRAM IMPROVEMENT ACT OF 1987

Mr. MONTGOMERY. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill (H.R. 2672) to amend title 38, United States Code, for the purpose of improving veterans' housing programs, with Senate amendments thereto, and occur in the Senate amendments with amendments.

The Clerk read the title of the bill.

The Clerk read the House amendments to the Senate amendments, as follows:

House amendments to the Senate amendments:

In lieu of the matter proposed to be inserted by the Senate amendment to the text of H.R. 2672, insert the following:

## SECTION 1. SHORT TITLE; REFERENCE.

(a) SHORT TITLE.—This Act may be cited as the "Veterans' Home Loan Program Improvements and Property Rehabilitation Act of 1987".

(b) REFERENCE.—Whenever in this Act an amendment, repeal, or redesignation is expressed in terms of an amendment to, or repeal or redesignation of, a section or other provision, the reference shall be considered